

Interview Summary	Application No. 09/931,222	Applicant(s) CHEN ET AL.	
	Examiner <i>Lien Ngo</i> <i>Jos F. Pascua</i>	Art Unit 3727	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Lien Ngo, PTO. (3) Jes Pascua, PTO.
 (2) Joseph Catanzaro, applicant's representative. (4) _____

Date of Interview: 21 November 2002.

Type: a) ☐ Telephonic b) ☐ Video Conference
 c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☒ Yes e) ☐ No.

If Yes, brief description: Model of applicant's invention.

Claim(s) discussed: As proposed (attached).

Identification of prior art discussed: Of record.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's proposed amendments including language defining pivotable movement of the closure panel of the enclosure and corresponding pivotable movement of the device would receive favorable consideration subject to an updated search by the examiner.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

- i) ☒ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.



Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

 Examiner's signature, if required

Summary of Record of Interview Requirements

Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews

Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

37 CFR §1.2 Business to be transacted in writing.

All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case unless both applicant and examiner agree that the examiner will record same. Where the examiner agrees to record the substance of the interview, or when it is adequately recorded on the Form or in an attachment to the Form, the examiner should check the appropriate box at the bottom of the Form which informs the applicant that the submission of a separate record of the substance of the interview as a supplement to the Form is not required.

It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner,
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

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FACSIMILE TRANSMISSION

DATE: November 20, 2002		FAX NO.: 703 746-3309
TO: Lien TM Ngo		
COMPANY: USPTO		
NUMBER OF PAGES INCLUDING THIS COVER PAGE: 2	IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE OR FAX IMMEDIATELY ATTENTION: PAT TORMEY PHONE: (212) 885 9320	
FROM: Joseph J. Catanzaro		
COMMENTS: Re: Proposed Amended Claim 1 Applicant: CHEN, et al Serial No.: 09/931,222 I am transmitting a proposed amendment for discussion during our interview scheduled for tomorrow at 1:30 p.m.		

This transmission is privileged and confidential. If you have received this transmission in error, please notify us immediately by telephone, and return the original transmission to us at the above address.

PATENT DOCKET 205,275

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: CHEN, et al EXAMINER: Lien TM Ngo
SERIAL NO.: 09/931,222 ART UNIT.: 3727
FILED: August 16, 2001
TITLE: HANDBAG HAVING FUNCTIONAL DEVICES SECURED
BY MAGNETICALLY ATTRACTABLE DEVICES

PROPOSED AMENDED CLAIM 1**VERSION WITH MARKINGS TO SHOW CHANGES MADE****IN THE CLAIMS**

- 1) (Amended). A device for carrying articles or the like which comprises:
- a) an enclosure defining a storage space;
 - b) a functional device for carrying articles and information, said functional device having at least one closed condition and an open condition and being removably positionable with respect to at least one compartment defined by said enclosure; and
 - c) mutually magnetically attractable devices respectively associated with said at least one compartment of said enclosure and said functional device for retaining said functional device in position with respect to said compartment by magnetic attractive force, while permitting separation of said functional device from said compartment, whereby closing and opening said compartment correspondingly causes closing and opening of said functional device due to said magnetic attractive force, and at least partially closing said functional device when said compartment is open, causes separation between said functional device and said compartment which reduces the magnetic attractive force therebetween and permits removal of said functional device by lifting said functional device therefrom.

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Statement of Filing by Express Mail 37 C.F.R. Section 1.10

This correspondence is being deposited with the United States Postal Service on in an envelope as "Express Mail Post Office to Addressee" Mail
Label Number US Addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

AMENDMENT UNDER 37 C.F.R. §1.115

Hon. Commissioner of Patents and Trademarks
Washington, DC 20231

Dated: November , 2002

Sir:

Please amend the claims as set forth hereinbelow.

IN THE CLAIMS:

Will insert later

REMARKS

The present amendment is submitted to correct a minor error in claim 17 as amended in the amendment filed September 23, 2001, and to add new independent claim 19.

Entry and approval is respectfully requested.

Respectfully submitted,

Joseph J. Catanzaro
Registration No. 25,837
Attorneys for Applicant

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS

17. (Twice Amended). A device for carrying articles which comprises:

a) an enclosure;

b) a wallet or change purse for carrying articles or [,] information, said wallet being removably positionable with respect to a compartment defined by said enclosure, said compartment having a closure panel movable between close and open positions to selectively close and open said compartment; and

c) mutually magnetically attractable devices respectively associated with said compartment and said wallet or change purse for retaining said wallet or change purse in position with respect to said compartment by magnetic attractive force, while permitting separation of said wallet or change purse from said compartment, whereby movement of said closure panel of said compartment between said close and open positions causes corresponding movement of at least a portion of said wallet or change purse adjacent thereto.

19. (New). A device for carrying articles or the like which comprises:

a) an enclosure in the form of a handbag which defines at least one compartment which is accessible ~~through at least one wall of said handbag~~ through a closure panel, said closure panel being pivotably movable toward and away from said at least one wall;

b) a wallet or purse for carrying articles or information, said wallet or purse having at least one wall portion pivotably movable at least between first and second positions, at least one of said positions corresponding to a closed condition for said wallet or purse, and

the other of said positions corresponding to an opened condition for said wallet or purse, said wallet or purse being removably positionable within said at least one compartment; and

c) mutually magnetically attractable devices respectively associated with said at least one compartment and said closure panel and said wallet or purse for removably retaining said wallet or purse in position within said at least one compartment by magnetic attractive force, while permitting separation of said wallet or purse from said at least one compartment whereby pivotable movement of said closure panel of said compartment toward and away from said ^{enclosure} ~~at least one wall~~ causes corresponding ^{pivot} movement of said wallet or purse between closed and opened conditions of said wallet or purse, and separating at least one portion of said wallet or purse from said compartment ~~so as to~~ ^s reduce the magnetic attractive force ^{so and} therebetween permits removal of said wallet or purse from said compartment.

by lifting said
wallet or purse